

Serial No. 52257

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 22 1988

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JUN 22 1988 Under 52256

The applicant Bently Nevada Corporation

1617 Water Street (Box 157) of Minden  
Street and No. or P.O. Box No. City or Town

Nevada 89423 hereby make application for permission to change the  
State and Zip Code No.

place of use and manner of use

Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Application No. 51000  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is underground  
Name of stream, lake, underground spring or other source

2. The amount of water to be changed .056 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for dewatering for environmental control  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for dewatering for environmental control  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point same as existing point of diversion.  
Describe as being within a 40-acre subdivision of public survey and by course and

distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 8, T.13N., R.20E.,  
If point of diversion is not changed, do not answer.  
MDB&M or at a point from which the southwest corner of said Section 8 bears S.38<sup>0</sup>  
10'W a distance of 3460 ft.

7. Proposed place of use within the W $\frac{1}{2}$  NE $\frac{1}{4}$  of Section 8, T.13N., R.20E., MDB&M  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use within portions of the SE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 8, T.13N., R.20E., MDB&M  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use (Temporary) will be from 1 January to 30 September of each year.  
Month and Day Month and Day

10. Use was permitted from June 1, 1987 to December 31, 1987 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.)  
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$40,000

13. Estimated time required to construct works Already completed; 63' deep, 6" diameter gravel  
packed well with pump and motor; piping to air stripping tower

14. Estimated time required to complete the application of water to beneficial use.....1 year.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....The water from this environmental control well is being pumped to a treatment facility as part of a remedial measure reviewed by NDEP. Groundwater will be extracted from the shallow aquifer and treated by air stripping. Treated water will be discharged in the stormwater drainage ditch and Heybourne Irrigation Ditch as reviewed by DEP. (See Permit Forms)

By.....s/Thomas A. Foote, Agent.....  
160 Hubbard Way  
Reno, NV 89502

Compared jjk/jm..... pm/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of an underground source as heretofore granted under Permit 51000 is issued subject to the terms and conditions imposed in said Permit 51000 and with the understanding that no other rights on the source will be affected by the change proposed herein. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of the measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.056.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....July 11, 1989.....

Proof of completion of work shall be filed before.....August 11, 1989.....

Application of water to beneficial use shall be made on or before.....July 11, 1990.....

Proof of the application of water to beneficial use shall be filed on or before.....August 11, 1990.....

Map in support of proof of beneficial use shall be filed on or before.....N/A.....

Completion of work filed.....SEP 19 1989.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

Proof of beneficial use filed.....State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed.....my office, this.....16th.....day of.....February.....

Certificate No.....Issued.....A.D. 19.....89.....

2407 (Rev. 6-81)

Abrogated By 550109

State Engineer